

IT IS HEREBY ADJUDGED
and DECREED this is SO
ORDERED.

The party obtaining this order is responsible for
noticing it pursuant to Local Rule 9022-1.

Dated: February 10, 2010



TIFFANY & BOSCO
P.A.

2525 EAST CAMELBACK ROAD

SUITE 300

PHOENIX, ARIZONA 85016

TELEPHONE: (602) 255-6000

FACSIMILE: (602) 255-0192

Randolph J. Haines

RANDOLPH J. HAINES
U.S. Bankruptcy Judge

Mark S. Bosco
State Bar No. 010167
Leonard J. McDonald
State Bar No. 014228
Attorneys for Movant

10-00833

IN THE UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF ARIZONA

IN RE:

Holly Renee LaBarbera and Michael Eric
LaBarbera

Debtors.

U.S. Bank, N.A.

Movant,

vs.

Holly Renee LaBarbera and Michael Eric
LaBarbera, Debtors, Constantino Flores, Trustee.

Respondents.

No. 2:09-bk-28695-RJH

Chapter 7

ORDER

(Related to Docket #23)

Movant's Motion for Relief from the Automatic Stay and Notice along with the form of proposed Order Lifting Stay, having been duly served upon Respondents, Respondents' counsel and Trustee, if any, and no objection having been received, and good cause appearing therefor,

IT IS HEREBY ORDERED that all stays and injunctions, including the automatic stays imposed

1 by U.S. Bankruptcy Code 362(a) are hereby vacated as to Movant with respect to that certain real
2 property which is the subject of a Deed of Trust dated August 16, 2005 and recorded in the office of the
3 Maricopa County Recorder wherein U.S. Bank, N.A. is the current beneficiary and Holly Renee
4 LaBarbera and Michael Eric LaBarbera have an interest in, further described as:

5 Lot Seventy Seven (77), COLONIA GRANDA UNIT 3, according to the Plat of Record in the
6 office of the County Recorder of Maricopa County, Arizona, recorded in Book 194 of Maps, page
38.

7 IT IS FURTHER ORDERED that Movant may contact the Debtor(s) by telephone or written
8 correspondence regarding a potential Forbearance Agreement, Loan Modification, Refinance
9 Agreement, or other Loan Workout/Loss Mitigation Agreement, and may enter into such agreement
10 with Debtors. However, Movant may not enforce, or threaten to enforce, any personal liability against
11 Debtors if Debtors' personal liability is discharged in this bankruptcy case.

12 IT IS FURTHER ORDERED that this Order shall remain in effect in any bankruptcy chapter
13 to which the Debtor may convert.

14
15 DATED this ____ day of _____, 2010.

16
17
18 _____
JUDGE OF THE U.S. BANKRUPTCY COURT
19
20
21
22
23
24
25
26